

MANDAMUS OF VALLEY PAPER COMPANY AGAINST JOINT COMMITTEE ON PRINTING.

FEBRUARY 10, 1910.—Ordered to be printed.

Mr. CLARK, of Wyoming, from the Committee on the Judiciary
submitted the following

REPORT.

[To accompany S. Res. No. 177.]

The Committee on the Judiciary, to which was referred Senate resolution 173, beg leave to report the following resolution in response to the directions of the Senate in said Senate resolution 173 contained:

Resolved, That Justice Wright, of the supreme court of the District of Columbia, in granting and issuing the following rule to show cause why a writ of mandamus should not be issued, to wit:

“IN THE SUPREME COURT OF THE DISTRICT OF COLUMBIA

“The Valley Paper Company (Incorporated), plaintiff,

v.

“The Joint Committee on Printing of Congress, composed of Reed Smoot, Jonathan Bourne, jr., Duncan U. Fletcher, George C. Sturgiss, Allen F. Cooper, and David E. Finley, respondents.

} At law No. —.

“RULE TO SHOW CAUSE.

“Upon consideration of the petition of the Valley Paper Company, filed herein this 2d day of February, 1910, it is by the court this 2d day of February, 1910, ordered that the respondents, the said Reed Smoot, Jonathan Bourne, jr., Duncan U. Fletcher, George C. Sturgiss, Allen F. Cooper, and David E. Finley, members of the Joint Committee on Printing of Congress, show cause, if any they may have, on or before the 11th day of February, 1910, at 10 o'clock a. m., why a writ of mandamus should not be issued, as prayed in said petition, provided a copy of said petition and this rule be served upon said respondents, members of the Joint Committee on Printing of Congress, on or before the 7th day of February, 1910.

“WRIGHT, *Justice*.

“A true copy.

“Test:

“J. R. YOUNG, *Clerk*,
“By H. B. BINGHAM, *Assistant Clerk*.”

against three members of this body named in said rule, to wit, Senators Reed Smoot, Jonathan Bourne, jr., and Duncan U. Fletcher, and in causing the said rule to be served upon them; in the opinion of the Senate, thereby unlawfully invaded the constitutional privileges and prerogatives of the Senate and of said Senators, and was without jurisdiction to grant said rule; and said Senators are directed to make no appearance in response thereto.